

APPROVED/1-31-07
VIRGINIA BOARD OF PHARMACY
MINUTES OF A PANEL OF THE BOARD

Wednesday, September 27, 2006
Fifth Floor
Conference Room 2

Department of Health Professions
6603 West Broad Street
Richmond, Virginia 23230

Orders/Consent Orders referred to in these minutes are available upon request

CALL TO ORDER: A meeting of a Panel of the Board of Pharmacy ("Board") was called to order at 3:45 p.m.

PRESIDING: John O. Beckner, Chairman

MEMBERS PRESENT: Gill B. Abernathy
Jennifer H. Edwards
Bobby Ison
David C. Kozera
Leo H. Ross
Michael E. Stredler
Brandon Yi

STAFF PRESENT: Elizabeth Scott Russell, Executive Director
Cathy M. Reiniers-Day, Deputy Executive Director
Elizabeth M. Revere, Administrative Assistant
Howard M. Casway, Senior Assistant Attorney General
William Clay Garrett, Assistant Attorney General
Rachel Welch, DHP Adjudication Specialist
Anne Joseph, APD Deputy Director

QUORUM: With eight members of the Board present, a quorum was established.

Closed meeting: Mr. Ison moved, and the Board voted unanimously, to convene a closed meeting pursuant to § 2.2-3711.A.28 of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of a possible summary suspension. Additionally, he moved that Scotti Russell, Cathy Reiniers-Day, Elizabeth Revere, Howard Casway, Clay Garrett, Rachel Welch and Anne Joseph attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations.

STEPHEN KWATENG
License Number 0202-011867

William C. Garrett, Assistant Attorney General, presented a summary of the evidence in the case for the Board to consider a summary suspension. Rachel E. Welch, DHP Adjudication Specialist, assisted Mr. Garrett.

Reconvene:

Mr. Ison moved, and the Board voted unanimously, that only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion for closed meeting were heard, discussed or considered during the closed meeting.

Decision:

Mr. Ross moved, and the Board voted unanimously in favor of the motion that, according to the evidence presented, the pharmacy practice by Stephen Kwateng poses a substantial danger to the public; and therefore, the license of Stephen Kwateng to practice as a pharmacist be summarily suspended.

Mr. Ross moved, and the Board voted unanimously in favor of the motion, that a Consent Order be offered to Mr. Kwateng for the indefinite suspension of his license.

SANAZ HARANDI
Registration #0230-002398

A formal hearing was held in the matter of Sanaz Harandi to discuss allegations that she may have violated certain laws and regulations governing the practice of pharmacy technicians in Virginia. Ms. Harandi was not present at the hearing. The Panel proceeded in Ms. Harandi's absence as the Notice of Formal Hearing dated August 16, 2006, was mailed to Ms. Harandi's legal address of record, both regular and certified mail. Mr. Beckner ruled that adequate notice was provided to Ms. Harandi and the hearing proceeded in her absence.

William C. Garrett, Assistant Attorney General, prosecuted the case with the assistance of Charles R. Carlton, DHP Adjudication Specialist.

Michelle Crone, DHP Investigator, testified on behalf of the Commonwealth.

Closed Meeting:

Mr. Ison moved, and the Panel voted unanimously, to convene a closed meeting pursuant to § 2.2-3711(A)(28) of the Code of Virginia for the purpose to reach a decision in

the matter of Sanaz Harandi. Additionally, he moved that Scotti Russell, Cathy M. Reiniers-Day and Howard Casway attend the closed meeting.

Reconvene:

Mr. Ison moved, and the Panel voted unanimously, that only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion for closed meeting were heard, discussed or considered during the closed meeting.

Decision:

Ms. Abernathy moved, and the Panel voted unanimously, to accept the Findings of Fact and Conclusions of Law as proposed by Mr. Garrett. (Attachment 1)

Mr. Ross moved, and the Panel voted unanimously that Sanaz Harandi's registration be revoked.

CONSENT ORDER PRESENTATION:

Closed Meeting:

Mr. Ison moved, and the Panel voted unanimously, to enter into closed session pursuant to § 2.2-3711(A)(28) of the Code of Virginia for the purpose of deliberation to reach a decision regarding a Consent Order. Additionally, he moved that Scotti Russell, Cathy Reiniers-Day, Elizabeth Revere and Howard Casway attend the closed meeting.

Reconvene:

Mr. Ison moved, and the Panel voted unanimously, that only public business matters lawfully exempted from open meeting requirements and only such public business matters as were identified in the motion for closed session were heard, discussed or considered during the closed meeting.

Mr. Ison moved, and the Panel voted unanimously, to accept the Consent Order presented and amended by the Panel regarding Brian J. Puckett.

ADJOURN:

With all business concluded, the meeting adjourned at 4:05 p.m.

Cathy M. Reiniers-Day
Deputy Executive Director

John O. Beckner, Chairman

Date

Attachment 1
Minutes – Board of Pharmacy
Formal Hearing – Panel
September 27, 2006

SANAZ HARANDI
Registration #0230-002398

Findings of Fact:

- Sanaz Harandi was issued registration number 0230-002398 by the Board to practice as a pharmacy technician in the Commonwealth of Virginia on January 27, 2004. Said registration was summarily suspended by the Board on August 15, 2006.
- Based upon the representations of William C. Garrett and Commonwealth's Exhibit # 3 the presiding officer ruled that adequate notice was provided to Ms. Harandi and the hearing proceeded in her absence.
- During the course of Ms. Harandi's employment with Rite Aid Pharmacy #3662, Alexandria, Virginia, from about October 2005 to on or about February 20, 2006, by her own admission, she diverted approximately 1,000 tablets of oxycodone (Schedule II) and hydrocodone (Schedule III) from the pharmacy and subsequently sold the diverted controlled substances. On February 20, 2006, Ms. Harandi was arrested by the Alexandria Police Department on grand larceny and embezzlement charges and terminated from her employment with Rite Aid Pharmacy. An audit of Rite Aid Pharmacy #3662 indicates the theft or loss of 66 Percocet 10/650 tablets (oxycodone/APAP), 1,261 Percocet 5/325 tablets, and 733 Vicodin ES 7.5/750 tablets (hydrocodone/APAP).

Conclusions of Law:

- The Board concludes that Finding of Fact No. 3 constitutes a violation of § 54.1-3322(1) and (2) of the Code.

Sanction:

- The registration of Sanaz Harandi is REVOKED.